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JUL 15 2024 KS

HONORABLE JOHN H. CHUN

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KURT BENSHOOF,

Plaintiff,

v.

MARSHALL FERGUSON, et al.,

Defendants.

Case No. 2:24-cv-00808-JHC

Emergency Notice of Plaintiff's Status:
Detained, Lack of Access to the Courts.

TO: HONORABLE JOHN H. CHUN, U.S District Court Judge;

I, DAMON WHITE, a friend of the Court, enter to inform the Court regarding the
detainment of the Plaintiff, Kurt Benshoof, in the King County Jail. The Plaintiff is being detained
under the following cases:

1. Seattle Municipal Court:¹

- 671384

- 676175

- 676207

¹ Accessible at <https://courtrecords.seattle.gov/portal/search/case>

1 - 675405

2 - 656748

3 - 656749

4 - 669329

5 - 676463

6 - 676492

7 - 676216

8 2. King County Superior Court:²

9 - 24-1-02680-7 SEA


10 The Plaintiff's bail is a staggering \$750,000, which is the combined total between the
 11 collection of cases from Seattle municipal court, totaling in \$250,000, and the King County
 12 Superior Court case, which has a bail of \$500,000. Due to the excessive bail, Plaintiff has no means
 13 to post bond. Since his detainment on July 3rd, Plaintiff has not had access to any of his ongoing
 14 cases nor required Pro Se materials in the Jail; which consists of paper, printer, computer, and
 15 pacer access. Additionally, when Detectives and Swat officers executed search warrant #24-0-
 16 62121-3, Plaintiff's Apple laptop, and Del desktop computer were seized and logged into evidence.
 17 Washington v. Benshoof, No. 24-1-02680-7, Dkt. 1 at 16, (King County Sup. Ct., July 8, 2024).
 18 Due to these circumstances, Plaintiff has total lack of access to the court and is unable to fairly
 19 respond to Defendant's motion to dismiss, Dkt. 29. Plaintiff has not been able to even see Dkt. 29
 20 due to his detainment.

21 I, a friend of the court, provide the above information so that the court may judicially notice
 22 the above referenced court records under ER 201, so the court can make a decision in the pursuit
 23 of equitable justice. The court can take "judicial notice of undisputed matters of public record, *Lee*
 24 *v. City of Los Angeles*, 250 F.3d 668, 689 (9th Cir. 2001), including documents on file in federal
 25
 26

27 ² Accessible at: <https://dja-prd-ecexap1.kingcounty.gov/?q=node/501>

1 or state courts. *See Bennett v. Medtronic, Inc.*, 285 F.3d 801, 803 n. 2 (9th Cir.2002).” *Harris v.*
2 *County of Orange*, 682 F. 3d 1126, 1132 (9th Cir. 2012)

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4
5 Respectively submitted, on this 15th day of July, 2024

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7 By: 

8 Damon White, *Friend of the Court*
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VERIFICATION OF EMERGENCY NOTICE OF PLAINTIFF'S STATUS: DETAINED,
LACK OF ACCESS TO THE COURTS

STATE OF WASHINGTON

WESTERN DISTRICT OF WASHINGTON

COUNTY OF KING

BEFORE ME personally appeared Damon White who, being by me first duly sworn and identified in accordance with Washington law, deposes and says:

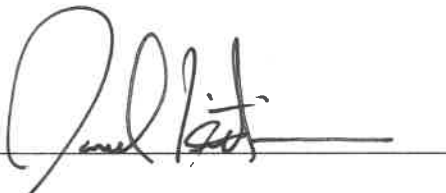
1. My name is Damon White, Friend of the Court herein.
2. I have read and understood the attached foregoing notice filed herein, and each fact alleged therein is true and correct of my own personal knowledge.

FURTHER THE AFFIANT SAYETH NAUGHT.

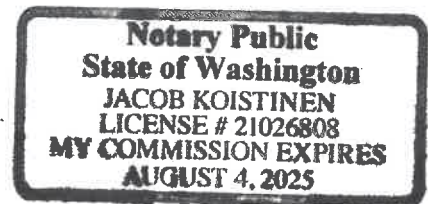


Damon White, Affiant

SWORN TO and subscribed before me this 15th day of ~~January~~ ^{July}, 2024.



Notary Public



My commission expires: 8/4/2025

CERTIFICATE OF SERVICE

I, Damon White, certify that I, a friend of the court, initiated service pursuant to LCR 5(b) by filing the following Documents to the court clerk. Service was initiated on July 14th, 2024. I am over the Age of eighteen.

Documents:

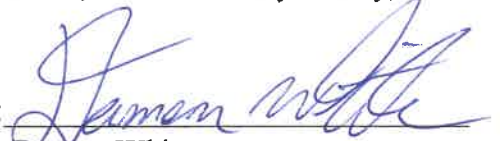
- Emergency Notice of Plaintiff's Status: Detained, Lack of Access to the Courts.

Parties:

- Peggy C Wu, *Attorney for Marshall Feguson*
King County Prosecuting Attorney's Office (Fifth Ave)
701 Fifth Ave, Ste 600
Seattle, WA 98104
206-263-4008
Email: pwu@kingcounty.gov
- Sarah Spierling Mack, *Attorney for Doe, et al.*
Pacifica Law Group LLP
1191 Second Avenue, Suite 2000
Seattle, WA 98101
206-245-1700
Email: sarah.mack@pacificallawgroup.com

Respectively submitted, on this 15th day of July, 2024

By:


Damon White